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SEP 2 1 2005

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21 September 2005

## **FAX TRANSMITTAL**

This is page 1 of 7 pages

To:

John L. Goff II, Examiner

United States Patent and Trademark Office

by fax no. 571-273-8300

From:

Thomas W. Bailey

Your File:

US Patent Application No. 10/622633

Our File:

1078 0095

Confirmation: ☐ follows by mail; ☐ follows by courier; ☒ will not follow

MESSAGE: Please see attached.

In the event of transmission problems, please telephone Kim Smith at 604-669-3432 extension 8962.

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## OYEN WIGGS GREEN & MUTALALLP INTELLECTUAL PROPERTY LAWYERS

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21 September 2005

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir/Madam:

Vancouver, B.C.

CANADA

Re:

United States Patent Application No. 10/622633

Filed 21 July 2003 for METHOD AND APPARATUS FOR HEATING SURFACE

MARKINGS

Inventor(s): WILEY, Patrick C.

Integrated Paving Concepts Inc. Applicant:

Qur File 1078 0095

In reply to the Notice of Non-Compliant Amendment dated 2 September 2005, please find attached a revised Amendment in substitution for the Amendment filed 17 August 2005. The revised Amendment includes text for withdrawn claims 15-19. Please contact the undersigned if anything further is required.

Respectfully submitted,

By:

Thomas W. Bailey

Registration No. 36,411

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|                                                          |                                                    |                          | u.s.                                                | Datent and Yr                         | edemerk (  | Office: U.                                  | PTO/SB/21 (09-04<br>hrough 07/31/2006. OMB 0851-003<br>S. DEPARTMENT OF COMMERC | 1<br>E  |
|----------------------------------------------------------|----------------------------------------------------|--------------------------|-----------------------------------------------------|---------------------------------------|------------|---------------------------------------------|---------------------------------------------------------------------------------|---------|
| Under the Par                                            | perwork Reduction Act of 1995                      | no person                | Application Number                                  | 10/822833                             | rmation u  | nless it d                                  | lisolays a valid OMB control number                                             |         |
| TRANSMITTAL FORM                                         |                                                    |                          | Filing Date                                         | 1                                     |            |                                             |                                                                                 | -}      |
|                                                          |                                                    |                          | First Named Inventor                                | 21 July 2003                          |            | RECE                                        | MED                                                                             |         |
|                                                          |                                                    |                          |                                                     | Patrick C. Wiley                      |            |                                             | - CENTRAL FA                                                                    | XCEN    |
|                                                          | •                                                  |                          | Art Unit                                            | 1733                                  |            |                                             |                                                                                 |         |
| (to be used for all correspondence after initial filing) |                                                    |                          | Examiner Name                                       | John L. Go                            | ff II      |                                             | SEP 2                                                                           |         |
| Total Number of                                          | Pages in This Submission                           | 6                        | Attorney Docket Number                              | 1078 0095                             |            |                                             |                                                                                 | ノ       |
|                                                          |                                                    | ENC                      | LOSURES (Check a                                    | i that apply                          | )          |                                             |                                                                                 |         |
| Fee Tran                                                 | smittal Form                                       |                          | Drawing(s)                                          | · · · · · · · · · · · · · · · · · · · |            |                                             | Illowance Communication to TC                                                   | ;  <br> |
| ☐ F                                                      | ee Attached                                        |                          | Licensing-related Papers                            |                                       |            | of App                                      | Communication to Board eals and Interferences                                   |         |
| ✓ Amendme                                                | ent/Reply                                          |                          | Petition                                            |                                       |            |                                             | l Communication to TC<br>Il Notice, Brief, Reply Brief)                         |         |
|                                                          |                                                    | Petition to Convert to a |                                                     |                                       |            | Proprietary Information                     |                                                                                 |         |
| A                                                        | fter Final                                         |                          | Provisional Application Power of Attorney, Revocati |                                       |            | •                                           | •                                                                               |         |
| Affidavits/declaration(s)                                |                                                    |                          | Change of Correspondence                            | Address Letter                        |            |                                             | Letter<br>Enclosure(s) (please Identify                                         |         |
| Extension of Time Request                                |                                                    |                          | Terminal Disclaimer                                 | below):                               |            |                                             |                                                                                 |         |
| Express Abandonment Request                              |                                                    |                          |                                                     |                                       |            | ponse to Notice of Non-Compliant<br>endment |                                                                                 |         |
|                                                          |                                                    |                          |                                                     |                                       |            |                                             |                                                                                 |         |
| Information                                              | on Disclosure Statement                            |                          |                                                     | _                                     |            |                                             |                                                                                 |         |
|                                                          |                                                    |                          | Landscape Table on C                                | D                                     | <u> </u>   |                                             | <u> </u>                                                                        | 4       |
| Certified Documer                                        | Copy of Priority                                   | Rema                     | arks                                                |                                       |            |                                             |                                                                                 |         |
|                                                          | Missing Parts/                                     | 1                        |                                                     |                                       |            |                                             |                                                                                 | 1       |
| Incompte                                                 | te Application                                     | }                        |                                                     |                                       |            |                                             |                                                                                 |         |
|                                                          | leply to Missing Parts<br>nder 37 CFR 1.52 or 1.53 |                          | ,                                                   |                                       |            |                                             |                                                                                 |         |
|                                                          |                                                    |                          |                                                     |                                       |            |                                             |                                                                                 | 1       |
|                                                          | SIGN                                               | TURE                     | OF APPLICANT, ATT                                   | ORNEY, C                              | R AG       | ENT                                         |                                                                                 | 1       |
| īm Name                                                  | Oyon Wiggs Green & Mi                              | itale LLP                |                                                     |                                       |            |                                             |                                                                                 |         |
| Ignature                                                 | Marily                                             |                          |                                                     |                                       |            |                                             |                                                                                 |         |
| rinted name                                              | Thomas W. Bajley                                   |                          |                                                     |                                       |            |                                             | · <del></del>                                                                   | _       |
| )ate                                                     | 21 September 2005                                  |                          | Reg. No.                                            | 36,411                                | ,411       |                                             |                                                                                 |         |
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| ufficient postag<br>he date shown                        | e as first class mall in an e                      | nvelope a                | addressed to: Commissioner                          | for Patents,                          | P.Q. 800   | 1450,                                       | Alexandria, VA 22313-1450 on                                                    | _       |
| Signature                                                | K. L                                               | netta                    | -                                                   |                                       | _          |                                             |                                                                                 |         |
| Voed or printed                                          | name   Kim D. Smlth                                |                          |                                                     |                                       |            | Date                                        | 21 September 2005                                                               | 1       |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the infinitival case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chiof information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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